

CALIFORNIA COASTAL COMMISSION

SAN DIEGO COAST DISTRICT
7575 METROPOLITAN DRIVE, SUITE 103
SAN DIEGO, CA 92108-4421
(619) 767-2370 FAX (619) 767-2384
www.coastal.ca.gov

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SAN DIEGO COAST DISTRICT DEPUTY DIRECTOR'S REPORT

For the

November Meeting of the California Coastal Commission

MEMORANDUM

Date: November 13, 2008

TO: Commissioners and Interested Parties
FROM: Sherilyn Sarb, San Diego Coast District Deputy Director
SUBJECT: *Deputy Director's Report*

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the San Diego Coast District Office for the November 13, 2008 Coastal Commission hearing. Copies of the applicable items are attached for your review. Each item includes a listing of the applicants involved, a description of the proposed development, and a project location.

Pursuant to the Commission's direction and adopted procedures, appropriate notice materials were sent to all applicants for posting at the project site. Additionally, these items have been posted at the District office and are available for public review and comment.

This report may also contain additional correspondence and/or any additional staff memorandum concerning the items to be heard on today's agenda for the San Diego Coast District.

REGULAR WAIVERS

1. 6-08-094-W Dave & Brenda Zito (Solana Beach, San Diego County)
2. 6-08-104-W Craig & Cecilia Ostlund (Solana Beach, San Diego County)

DE MINIMIS WAIVERS

1. 6-08-093-W Sail Bay Investments, LLC, Attn: Michael E. Turk (Pacific Beach, San Diego, San Diego County)
2. 6-08-103-W Tcp Global Corp, Attn: Dean Faucett (San Diego, San Diego County)

IMMATERIAL AMENDMENTS

1. 6-03-003-A2 University of California, San Diego (UCSD), Attn: Milt Phegley (La Jolla, San Diego, San Diego County)
2. 6-08-074-A1 22nd District Agricultural Association, Attn: Rebecca Bartling (Del Mar, San Diego County)

TOTAL OF 6 ITEMS

DETAIL OF ATTACHED MATERIALS

REPORT OF REGULAR WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 13250(c) and/or Section 13253(c) of the California Code of Regulations.

| <i>Applicant</i> | <i>Project Description</i> | <i>Project Location</i> |
|---------------------------------------|---|---|
| 6-08-094-W Dave & Brenda Zito | Construct pool and spa in backyard of existing single-family residence. | 603 Seabright Lane, Solana Beach (San Diego County) |
| 6-08-104-W Craig & Cecilia Ostlund | Construct pool and spa in backyard of existing single-family residence. | 751 Seabright Lane, Solana Beach (San Diego County) |

REPORT OF DE MINIMIS WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 30624.7 of the California Coastal Act of 1976.

| <i>Applicant</i> | <i>Project Description</i> | <i>Project Location</i> |
|---|---|--|
| 6-08-093-W Sail Bay Investments, LLC, Attn: Michael E. Turk | Tentative Map Waiver for subdivision of a four-unit, 5,962 sq.ft., two-story, approx. 29 ft. high residential building (over subterranean parking for ten cars) and conversion to condominium ownership on a 0.129 acre lot. | 3955 Gresham Street, Pacific Beach, San Diego (San Diego County) |
| 6-08-103-W Tep Global Corp, Attn: Dean Faucett | Construct 9,077 sq. ft. two-story single family residence (includes 1,541 sq. ft. basement, 784 sq. ft. garage and 354 sq. ft. attached cabana) on a 19,052 sq. ft. lot that currently contains a pool. (Previous residence was destroyed by fire and any remaining portions of home will be demolished). Project also involves approx. 620 cu. yds. of grading to be exported to a site outside of the Coastal Zone. | 3410 Caminito Daniella, San Diego (San Diego County) |

REPORT OF IMMATERIAL AMENDMENTS

The Executive Director has determined that there are no changes in circumstances affecting the conformity of the subject development with the California Coastal Act of 1976. No objections to this determination have been received at this office. Therefore, the Executive Director grants the requested Immaterial Amendment, subject to the same conditions, if any, approved by the Commission.

| <i>Applicant</i> | <i>Project Description</i> | <i>Project Location</i> |
|------------------|----------------------------|-------------------------|
|------------------|----------------------------|-------------------------|

| | | |
|--|--|---|
| <p>6-03-003-A2 University of California, San Diego (UCSD), Attn: Milt Phegley</p> | <p>Extend temporary use period from December 31, 2008 to December 31, 2009.</p> | <p>North of Torrey Pines Scenic Drive and west of North Torrey Pines Road, La Jolla, San Diego (San Diego County)</p> |
| <p>6-08-074-A1 22nd District Agricultural Association, Attn: Rebecca Bartling</p> | <p>Increase the size of outer casing pipe from 14" to 16" to accommodate deeper placement of new sewer line.</p> | <p>Southwest portion of Fairgrounds, south of existing exhibit halls, to northern portion of the Del Mar Public Works Yard, between Jimmy Durante Boulevard and the railroad tracks, Del Mar (San Diego County)</p> |

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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: November 6, 2008
TO: Dave & Brenda Zito
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver Number 6-08-094-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13250(c) of the California Code of Regulations.

APPLICANT: **Dave & Brenda Zito**

LOCATION: **603 Seabright Lane, Solana Beach (San Diego County) (APN(s) 263-062-06)**

DESCRIPTION: **Construct pool and spa in backyard of existing single-family residence.**

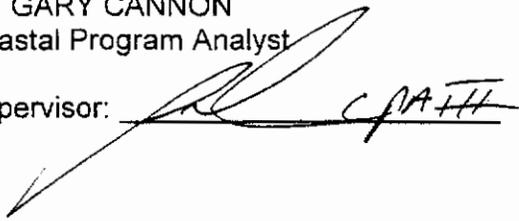
RATIONALE: **The proposal involves a significant non-attached structure (pool) located on property between the lagoon and first coastal roadway; thus, a coastal development permit is required. The project site is not within any of the special overlay zones designated in the previously certified County LCP. The site is located within an established residential neighborhood and the proposed structures will be in character with the surrounding area and will not be visible from any public areas. The proposed development is consistent with the planning and zoning designations applied to the site by the City of Solana Beach. No adverse impacts on coastal resources are anticipated.**

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, November 13, 2008, in Long Beach. If three Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director

By: GARY CANNON
Coastal Program Analyst

Supervisor: 

cc: 

San Diego Fiberglass Pools, Attn: Bret Shallenberger

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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: November 6, 2008
TO: Craig & Cecilia Ostlund
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver Number 6-08-104-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13250(c) of the California Code of Regulations.

APPLICANT: **Craig & Cecilia Ostlund**

LOCATION: **751 Seabright Lane, Solana Beach (San Diego County) (APN(s) 263-032-25)**

DESCRIPTION: **Construct pool and spa in backyard of existing single-family residence.**

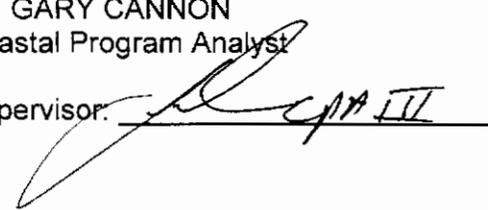
RATIONALE: The proposal involves a significant non-attached structure (pool) located on property between the lagoon and first coastal roadway; thus, a coastal development permit is required. The project site is not within any of the special overlay zones designated in the previously certified County LCP. The site is located within an established residential neighborhood and the proposed structures will be in character with the surrounding area and will not be visible from any public areas. The proposed development is consistent with the planning and zoning designations applied to the site by the City of Solana Beach. No adverse impacts on coastal resources are anticipated.

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, November 13, 2008, in Long Beach. If three Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director

By: GARY CANNON
Coastal Program Analyst

Supervisor: 

CC: 

Mission Pools, Attn: Barbara Smith

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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: October 31, 2008
TO: Sail Bay Investments, LLC, Attn: Michael E. Turk
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver De Minimis Number 6-08-093-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

APPLICANT: **Sail Bay Investments, LLC, Attn: Michael E. Turk**

LOCATION: **3955 Gresham Street, Pacific Beach, San Diego (San Diego County) (APN(s) 424-382-07)**

DESCRIPTION: **Tentative Map Waiver for subdivision of a four-unit, 5,962 sq.ft., two-story, approx. 29 ft. high residential building (over subterranean parking for ten cars) and conversion to condominium ownership on a 0.129 acre lot.**

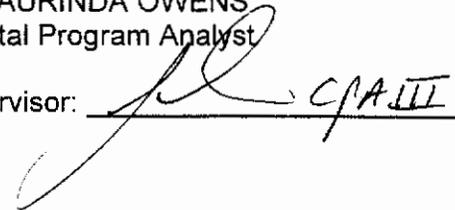
RATIONALE: **The proposal is consistent with the Residential (Multi-Family) designation of the certified Pacific Beach Land Use Plan and is located in an urbanized area of Coastal Commission original jurisdiction. The proposed development will not affect public views and provides adequate parking, consistent with Sections 30251 and 30252 of the Coastal Act. It is similar to many other developments routinely approved by the Commission. No adverse impacts to any coastal resources are anticipated.**

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, November 13, 2008, in Long Beach. If four Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director

By: LAURINDA OWENS
Coastal Program Analyst

Supervisor:  CPA III

cc: 


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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: October 31, 2008
TO: Tcp Global Corp, Attn: Dean Faucett
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver De Minimis Number 6-08-103-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

APPLICANT: Tcp Global Corp, Attn: Dean Faucett

LOCATION: 3410 Caminito Daniella, San Diego (San Diego County) (APN(s) 298-580-29)

DESCRIPTION: Construct 9,077 sq. ft. two-story single family residence (includes 1,541 sq. ft. basement, 784 sq. ft. garage and 354 sq. ft. attached cabana) on a 19,052 sq. ft. lot that currently contains a pool. (Previous residence was destroyed by fire and any remaining portions of home will be demolished). Project also involves approx. 620 cu. yds. of grading to be exported to a site outside of the Coastal Zone.

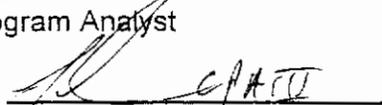
RATIONALE: The project is consistent with the R1-10 Zone and is located in an area of deferred certification as no land use plan has been certified for the Via de la Valle Specific Plan area. The development will occur only within the graded pad and building envelope approved in original subdivision that was approved by Coastal Commission in 1986 (CDP #6-86-109 and 6-86-626). The Commission previously waived permit requirements for a residence at this location in 1989 (Ref. Waiver #942) and a different designed home in July, 2008 (Ref. 6-08-58-W). It is similar to many developments routinely approved by the Commission within the approved subdivision. The project is consistent with all applicable Chapter 3 policies of the Coastal Act and no adverse impacts are anticipated.

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, November 13, 2008, in Long Beach. If four Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director

By: GARY CANNON
Coastal Program Analyst

Supervisor: 

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NOTICE OF PROPOSED PERMIT AMENDMENT

TO: All Interested Parties
FROM: Peter Douglas, Executive Director
DATE: November 4, 2008
SUBJECT: **Permit No: 6-03-003-A2**
Granted to: University of California, San Diego (UCSD), Attn: Milt Phegley

Original Description:

for **Proposed is the temporary use (through 2007) of a 30 acre undeveloped and unimproved site for construction staging and storage, contractor parking as needed, golf tournament parking, and glider operations.**

at **North of Torrey Pines Scenic Drive and west of North Torrey Pines Road, La Jolla, San Diego (San Diego County)**

The Executive Director of the Coastal Commission has reviewed a proposed amendment to the above referenced permit, which would result in the following changes:

Extend temporary use period from December 31, 2008 to December 31, 2009.

FINDINGS

Pursuant to Title 14, Section 13166(b) of the California Code of Regulations this amendment is considered to be IMMATERIAL and the permit will be amended accordingly if no written objections are received within ten working days of the date of this notice. If an objection is received, the amendment must be reported to the Commission at the next regularly scheduled meeting. This amendment has been considered IMMATERIAL for the following reason(s):

The proposed site is an unimproved, undeveloped area that does not contain environmentally sensitive habitat areas (ESHA). As previously conditioned to require adequate BMP's to address water quality, the continued uses for an additional one year period will not adversely affect water quality. In addition, the continued use will not adversely affect public access, ESHA or other coastal resources.

If you have any questions about the proposal or wish to register an objection, please contact Laurinda Owens at the San Diego Coast District office.

cc: Local Planning Dept.

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**NOTICE OF PROPOSED PERMIT AMENDMENT**

TO: All Interested Parties
FROM: Peter Douglas, Executive Director
DATE: November 10, 2008
SUBJECT: **Permit No: 6-08-074-A1**
Granted to: 22nd District Agricultural Association, Attn: Rebecca Bartling

Original Description:

for **Replacement of an existing, approximately 35-year old, 8-inch sewer pipeline (to be capped and remain in place) with a new 8-inch forcemain encased in a 14-inch pipeline under the San Dieguito River, to be installed utilizing directional drilling.**

at **Southwest portion of Fairgrounds, south of existing exhibit halls, to northern portion of the Del Mar Public Works Yard, between Jimmy Durante Boulevard and the railroad tracks, Del Mar (San Diego County)**

The Executive Director of the Coastal Commission has reviewed a proposed amendment to the above referenced permit, which would result in the following changes:

Increase the size of outer casing pipe from 14" to 16" to accommodate deeper placement of new sewer line.

FINDINGS

Pursuant to Title 14, Section 13166(b) of the California Code of Regulations this amendment is considered to be IMMATERIAL and the permit will be amended accordingly if no written objections are received within ten working days of the date of this notice. If an objection is received, the amendment must be reported to the Commission at the next regularly scheduled meeting. This amendment has been considered IMMATERIAL for the following reason(s):

The outer pipe size is being increased to accommodate the proposed 8" sewer pipeline within the steeper angles of drilling required to install the pipe at a lower depth as required by reviewing agencies. No other aspects of the approved project are changed, and there will be no impacts on coastal resources due to the slightly larger diameter outer pipe.

If you have any questions about the proposal or wish to register an objection, please contact Ellen Lirley at the San Diego Coast District office.

cc: Local Planning Dept.

22nd District Agricultural Association, Attn: Dustin Fuller